

PUBLIC WORKS

AND

PUBLIC TRANSPORTATION COMMITTEE

of the

SUFFOLK COUNTY LEGISLATURE

Minutes

A regular meeting of the Public Works and Public Transportation Committee of the Suffolk County Legislature was held in the Rose Y. Caracappa Legislative Auditorium of the William H. Rogers Legislature Building, Veterans Memorial Highway, Smithtown, New York, on Tuesday, **November 15, 2005**.

MEMBERS PRESENT:

Legislator Allan Binder • Chairman

Legislator Peter O'Leary • Vice•Chairman

Legislator Ricardo Montano

Legislator Angie Carpenter

Legislator John Kennedy

MEMBER NOT PRESENT:

Legislator Brian Foley • Excused Absence

ALSO IN ATTENDANCE:

Mea Knapp • Counsel to the Legislature

Kevin Duffy • Budget Review Office

Charles Bartha • Commissioner • DPW

Ben Wright • DPW

Leslie Mitchel • Deputy Commissioner • DPW

Alexandra Sullivan • Chief Deputy Clerk • Legislature

Bill Faulk • Aide to P.O. Caracappa.

Ben Zwirn • County Exec's Office

Lynne Bizzarro • County Attorney's Office

Bill Hillman • Chief Engineer • DPW

Clifford Hymowitz • Chairman • Transportation Advisory Board.

Eugene Wishod • JADO Associates

Laurie Sampollo • Birchwood Estates

All Other Interested Parties

MINUTES TAKEN BY:

Donna Catalano • Court Stenographer

(* THE MEETING WAS CALLED TO ORDER AT 1:43 P.M. *)

CHAIRMAN BINDER:

Please stand for the Pledge of Allegiance led by Deputy Presiding Officer, Treasurer•Elect Carpenter.

SALUTATION

CHAIRMAN BINDER:

The Public Works and Public Transportation Committee will come order. We have some resolutions on for the Transportation Committee. Let me see. Okay. The Transportation Advisory Board, I have a number of appointments. If you are here, I would pressure you coming up now so this way we can have discussions with you. How many are here? All three? If you will state your full name first.

MS. JACKSON:

I'm Priscilla Jackson.

CHAIRMAN BINDER:

I don't know if you have any statement or you want to tell us why you want to be on the advisory board.

MS. JACKSON:

Again, my name is Priscilla Jackson, and I am the Assistant to the Vice President for Academic and Student Affairs at Suffolk County Community College. And I would like to serve on the board because I think it's important to serve members of the community, and I'd like to bring about awareness about transportation issues that affect members of the community as well as students and hopefully raise some awareness around transportation issues that might affect their ability to attend college.

CHAIRMAN BINDER:

Okay. Thank you.

MR. FORD:

Good afternoon. My name is William Ford, I'm an attorney in private practice. I live in

Brentwood. I think it's critically important with the changes that are going to be taking place over the next five to ten years, and in deed, in the next 20 years with the planned development in the Western Part of the Suffolk County, particularly in the Town of Islip that the community have an ability to interact with both members of this community •• committee as well as the County Government for all the planned changes of transportation in that area.

CHAIRMAN BINDER:

I'm just curious if either •• what you see as, I guess, the biggest deficits in public transportation in Suffolk.

MS. JACKSON:

Definitely from the student standpoint there's not enough, I guess, what you would call pick•up points. Students oftentimes need transportation to get to and from classes, and they often will try to arrange their schedule around public transportation, and that is quite difficult. So I think a big issue has to do with more availability of public transportation.

MR. FORD:

I guess if I was going to speak on that, my concern would be the connections and the lack of connections between the various modes of transportation. That's an area that needs more attention.

CHAIRMAN BINDER:

Right. Anybody have any questions? Legislator Kennedy.

LEG. KENNEDY:

Yes, thank you, Mr. Chair. I guess, I would just ask each of you if you could describe a little bit any particular background or areas of expertise or anything that you might have specific to mass transit, bus systems, anything associated with some of what we as a County might be looking forward to doing, not only in the areas of meeting ridership needs, but also looking at the scheduling and use of alternative vehicles, different things like that. I commend you for volunteering to come serve on the board. It is something that is often thankless, involves a lot of time. And we rely on you very heavily when you come to us for recommendations. So naturally I have a curiosity what is it that prompts you besides the desire to serve that comes •• that brings you here?

MS. JACKSON:

Personally, I don't have a background in the transportation industry. I have served on a board before, and I have gone through formal board training. I served on a board for a children's home. I lived in Indianapolis for 15 years, so I served on that board for about five years. But dealing with the transportation in particular, I think my biggest area of expertise that I would bring would be the sensitivity of issues, like I said, related to students who have difficulty getting to and from classes. Right now, we are also trying to take into account issues relative to students getting around the Suffolk Campuses, we have three campuses, and the possibility of what's going on with the Southampton Campus. And transportation will be a big concern around that as well.

LEG. KENNEDY:

Have you had any chance to engage in any dialog with any of the other, SUNY or with St. Josephs or any of the private college institutions here in the County? I mean, are there similar needs with the student bodies or?

MS. JACKSON:

Yes, there are similar needs. We haven't been •• I haven't been part of those conversations. I certainly have been part of recent conversations with Stony Brook around the Southampton Campus and plans for that and transportation. We've raised some issues relative to that and our students in particular with the needs that they have.

LEG. KENNEDY:

Thank you. Counsel, how about yourself.

MR. FORD:

My background has been in defense construction litigation with municipalities, including the MTA, the Long Island Railroad, some of the smaller municipalities on the North Shore in Nassau County, and a lot of the school districts. It's not always directly transportation related, but connects in other parts, not so much in serving the ridership, but in the construction of facilities and contract issues that have come out of that.

LEG. KENNEDY:

But so you have a general understanding, background, maybe, of preventative procedures, policies, things that we would be doing in kind of like a go•forward process to minimize our exposure or liability.

MR. FORD:

Yes, particularly in the area of risk analysis. That's •• that's mainly what my practice focuses on.

LEG. KENNEDY:

Okay. Thank you. Thank you, Mr. Chair.

CHAIRMAN BINDER:

Legislator Carpenter.

LEG. CARPENTER:

I would just like to comment on one of the potential members, and that's Priscilla Jackson. Having worked closely with her when we established the nursing shortage task force at Suffolk County Community College in her capacity to the Assistant of Academic Affairs she did an absolutely incredible job keeping everyone focused and communicating and really contributed much to the success of that task force, reaching its goals and missions. And I just wanted to put that on the record. I think you'll be an incredible asset to the Transportation Advisory Board.

MS. JACKSON:

Thank you.

CHAIRMAN BINDER:

Thank you. Any other questions? Thank you for coming forward. What I can do is •• let me take these out of order as long as we're here and you're here. We're going to just •• we will vote on the resolutions. Motion to take 2097 out of order by Legislator Carpenter, seconded by Legislator O'Leary. All those in favor? Opposed? It's before us. **2097, appointing members to the Suffolk County Transportation Advisory Board.** I make a motion to approve, seconded by Legislator O'Leary. All those in favor? Opposed? That's **approved. (VOTE:5•0•0•1)**

(Not Present: Legis. Foley). Thank you.

MR. FORD:

Thank you.

MS. JACKSON:

Thank you.

CHAIRMAN BINDER:

Okay. I have a card •• I have three cards. First is Clifford Hymowitz. I don't have the timer, but I'm going to start to beep at about three minutes myself.

MR. HYMOWITZ:

My name is Cliff Hymowitz, I'm the Chairman of the Transportation Advisory Board. I guess it's a little •• you know, after the fact, but I was here to endorse the appointments of people for the board. The other thing is that I would like in the next Legislative body to consider having a

report by the Transportation Advisory Board to the Legislative Committee so that we're not limited to the three minutes public input session. That's my comments.

CHAIRMAN BINDER:

Very good. Thanks a lot.

CHAIRMAN BINDER:

Next up is Eugene Wishod.

MR. WISHOD:

Mr. Chairman, you will recall that this was before the committee before, a question of roads, it involves the it involves the connection of two restaurants on 347, _Corrabas_ Restaurant and Famous Daves to the Sewer District Number 4, Galleria •• to the Galleria Sewage Treatment Plant. Questions arose as to the capacity of the plant to accommodate the flow from both restaurants, and that's why it was tabled. Since then we have submitted rather extensive data, water records, we've done samples on nitrogen and BOD and other things. And as I understand it, DPW has made •• now made a determination that there is sufficient capacity in the plant to accommodate the connection of the two restaurants. A lot of work was done, and a lot of documents were analyzed. And I think now it's right for determination. Thanks.

CHAIRMAN BINDER:

Thank you. I am reasonably certain that you will get a positive outcome today. Thank you. Next, Laurie Sampollo.

MS. SAMPOLLO:

Hello.

CHAIRMAN BINDER:

Pull the microphone towards you.

MS. SAMPOLLO:

Good afternoon, Committee Members. Thank you for hearing me out today. My name is Laurie Sampollo. I'm a resident of the Birchwood Estates in Holbrook, a community that is plagued by the constant noise from Nicoll's Road that runs around most of the perimeter of our development. I'm sure that you have heard of this issue before.

I am here today to urge the Public Works Committee to seriously reconsider the need for conducting the Sound Wall Study. The constant noise from Nicoll's Road greatly affects Our everyday life. When our families are trying to enjoy the outdoors, there is consistent noise that affects how we have to, one, speak to each other, how we hear each other. It actually gives background noise that's unwanted to our videos and our different things that we do in the backyard.

The most important thing, though, is to be listening for any potential dangers that might go unnoticed. I have three children that play in the backyard all the time, and their friends come over, and we're out there with them, we want to be able to hear what's going on and see. Our life inside our homes is affected as well. When our windows are open, the noise travels in and

makes it impossible to sleep with the windows open, hard to hear any television, any radios, simply read a quite book. But more importantly, also, it makes it difficult to hear each other from room to room.

So I'm thinking of the dangerous situations that could occur. Again, as if I'm in my room with my windows open and my children are in the next room, I might not be able to hear them. The noise makes it impossible. It is that bad. As I was speaking with some of my neighbors who are original owners of their homes in the development, they were informing me that they moved there 25, 30 years ago, and they were told that all of the beautiful woods that were back in their house were state property and never were going to be built on. I know that's a promise that probably wasn't going to be kept. But they were also expressing their frustrations about the noise and saying how they couldn't really take it any more.

Once again, I'm here representing the community, and we're asking that the Sound Wall Study be conducted as quickly and efficiently as possibly to reach the goal of having a sound barrier wall built and dramatically reduce the noise and ultimately improve our quality of life in our homes. Thank you.

CHAIRMAN BINDER:

Thank you.

LEG. KENNEDY:

Mr. Chairman.

CHAIRMAN BINDER:

Legislator Kennedy.

LEG. KENNEDY:

Thank you for bringing those comments to us today. There are several different areas throughout the County, I guess, where citizens such as yourself are experiencing these types of things. And we as a Legislative body have gone ahead and attempted to make efforts to try and address these things. I'm curious whether or not you've had any dialog with the administration to see what, if anything, is their thinking regarding the issues and concerns you bring here about the Sound Study and the sound issues?

MS. SAMPOLLO:

Well, the thing that I know is that it was once brought up, and it kept getting shot down. I'm sure it was because of money issues, I really don't know. I know it was back on the table and up for consideration again just at least to do the study to see if we actually need the wall. So that's as much as I know about it.

LEG. KENNEDY:

It seems that citizens in many different areas are of that same mind as many of us have been. Unfortunately, it does not seem to be the same thinking that's coming from the administration. That's all that I will add to this. Thank you.

MS. SAMPOLLO:

I do have a petition, most of the petition, some of it is still circulating. Should I leave that with you today? Thank you.

CHAIRMAN BINDER:

Thank you.

LEG. CARPENTER:

Thanks for coming down.

CHAIRMAN BINDER:

We're going to go to the agenda unless there's anyone that wants to come before the committee? If not, Mr. Commissioner. We are going to start with 1874 •• I apologize, **1829, amending the 2005 Capital Budget and Program and appropriating \$100,000 in funds for a sound wall study @ CR 97 Nicoll's Road between Montauk Highway and Furrows Road.**

LEG. VILORIA • FISHER:

The sponsor requested it be tabled.

LEG. O'LEARY:

Second on the table.

CHAIRMAN BINDER:

Motion to table by Legislator Fisher, seconded by Legislator O'Leary. All those in favor?
Opposed? **Tabled. (VOTE:5•0•0•1).**

(Not Present: Legis. Foley).

**1874, authorizing execution of agreement by the Administrative Head of the Suffolk
County Sewer District No. 4 • Galleria with Jado's 2 Restaurants.**

LEG. CARPENTER:

Motion.

CHAIRMAN BINDER:

Motion by Legislator Carpenter, seconded by Legislator O'Leary.

LEG. KENNEDY:

Mr. Chair, on the motion.

CHAIRMAN BINDER:

On the motion.

LEG. KENNEDY:

Charlie, can you just tell us, we heard from Mr. Wishod about the fact that there's been a meeting of the minds now.

COMMISSIONER BARTHA:

That's correct. We have reviewed the documentation that we had requested, and we know agree there is sufficient excess capacity in the plant to contract out for this.

LEG. KENNEDY:

Will this •• these additions hit the ultimate capacity? Is that plant now for all intent and purposes at its max with these connections?

COMMISSIONER BARTHA:

I'll turn to Ben Wright for that.

MR. WRIGHT:

Yes.

COMMISSIONER BARTHA:

Yes.

CHAIRMAN BINDER:

We have a motion and second. All those in favor? Opposed? 1874 is **approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley).**

1965, Amending the 2005vCapital Budget and Program and appropriating \$100,000 in funds for a feasibility study for noise abatement structures on CR 67 Motor Parkway from CR 7 Wicks Road to Washington Avenue. Motion to table by Legislator Kennedy, seconded by Legislator O'Leary. All those in favor? Opposed? **Tabled. (VOTE:5•0•0•1) (Not Present: Legis. Foley).**

1982, appropriating funds in connection with the acquisition of lands for intersection improvements on Suffolk Avenue, CR 100, Suffolk Avenue and Brentwood Road, Washington Avenue, Town of Islip. I'm trying to remember why it was tabled. Mr. Commissioner.

COMMISSIONER BARTHA:

There was a concern expressed at the amount of money involved in these acquisitions. What's involved here, I believe there are 18 separate parcels to be acquired, parts of parcels and their commercial properties. When •• and when you do that, there's considerable value attached to

it. Anything we pay would be a result of an appraisal and negotiation.

LEG. VILORIA•FISHER:

Motion to approve.

CHAIRMAN BINDER:

Motion to approve by Legislator Viloría•Fisher. Is there a second? Is there any other motions?

LEG. O'LEARY:

I'll second the motion to approve.

CHAIRMAN BINDER:

Seconded by Legislator O'Leary. Legislator Carpenter.

LEG. CARPENTER:

On the motion, Charlie, do you know, you said 18 parcels, is that what I heard you say?

COMMISSIONER BARTHA:

That's correct.

LEG. CARPENTER:

Would any of them be prohibited from continuing with their businesses? Because that •• I mean, they are all one after another businesses on all four corners there. Is it one side of street or the other?

COMMISSIONER BARTHA:

I'll let Bill Hillman, Chief Engineer, reply to that.

MR. HILLMAN:

It's really on all four corners. And it effects two gas stations, restaurant parking. There's some pretty heavy impacts, but we're not closing any businesses.

LEG. CARPENTER:

It seems to me that restaurant that's on the southeast corner, if it's going to affect their parking, it would certainly put in them in nonconformance if they aren't already, because there's very little parking there. It is very hard •• it's a drive•in also to get in and out of there on Brentwood Road. And even coming from the east on Suffolk Avenue. I can't see how it could operate if it losses any of its property. What about the Legislator who represents this area? I know it's sort of contiguous to my district, but is he fully aware of what is being proposed and supportive of it as far as everyone that's concerned in the community?

MR. HILLMAN:

Yes. We have had conversations with the Legislator. And if I might just expand a little bit, this is the most •• this is the highest accident intersection in the entire County. So it really needs this work to happen. The Legislator is behind it, and the community is behind it. We really have run into no opposition.

LEG. CARPENTER:

Okay. Fine. Thank you.

CHAIRMAN BINDER:

Anyone else want to speak on it? We have a motion and a second. All those in favor? Opposed? **Approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley).**

1988, authorizing execution of agreement by the administrative head of Suffolk County Sewer District No. 3 • Southwest with the owner of Tilles Corporate Center East.

CHAIRMAN BINDER:

I'm going to make a motion to table, seconded by Legislator O'Leary. All in favor? Opposed? **Tabled. (VOTE:5•0•0•1) (Not Present: Legis. Foley).**

2068, authorizing the execution of an agreement between the County and New York State Department of Transportation to receive the 80% Federal share (\$160,000) of the cost of the second phase of the Suffolk County Transit Marketing Program.

LEG. CARPENTER:

Motion.

LEG. VILORIA•FISHER:

Second.

CHAIRMAN BINDER:

Motion by Legislator Carpenter, seconded by Legislator Viloría•Fisher. All those in favor? Opposed? **Approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley).**

2073, authorizing the filing of application with the United States Department of Transportation for a grant in the total amount of \$485,439 for a Mass Transportation capital Project on behalf of the Town of Babylon under the Federal Transit Act and authorizing the County Executive to execute grant agreements pertaining to said application.

LEG. CARPENTER:

Motion.

LEG. VILORIA • FISHER:

Motion.

CHAIRMAN BINDER:

Motion by Legislator Carpenter, seconded by Legislator Vilorina • Fisher. All in favor? Opposed?
Approved. (VOTE:5 • 0 • 0 • 1) (Not Present: Legis. Foley).

2074, authorizing the filing of application with the United States Department of Transportation for a grant in the total amount of \$242,718 for a Mass Transportation capital Project on behalf of the Town of Babylon under the Federal Transit Act and authorizing the County Executive to execute grant agreements pertaining to said application. Same motion, same second, same vote. APPROVED. (VOTE:5 • 0 • 0 • 1) (Not Present: Legis. Foley).

2075, calling for a public hearing upon a proposal to form Suffolk County Sewer District No • 24 Gabreski Airport.

LEG. O'LEARY:

I have a motion to table on the request of Legislator whose district Gabreski Airport is in.

CHAIRMAN BINDER:

Motion by Legislator O'Leary to table, seconded by Legislator Kennedy. All in favor? Opposed?

LEG. VILORIA•FISHER:

I thought he supported this.

CHAIRMAN BINDER:

Before I call the vote, Legislator Viloría•Fisher.

LEG. VILORIA•FISHER:

On the motion. Legislator O'Leary, I was under the impression that this was supported by Legislator Schneiderman.

LEG. O'LEARY:

I would think so.

LEG. VILORIA•FISHER:

Because it's for an affordable housing project out there.

LEG. O'LEARY:

I have a request from him to table one cycle.

LEG. VILORIA•FISHER:

Oh, he does? Okay. I was not aware of that.

CHAIRMAN BINDER:

We have a motion and a second to table. All those in favor? Opposed? 2075 is **tabled**.
(VOTE:5•0•0•1) (Not Present: Legis. Foley).

**2077, approving the reappointment of Robert N. Falk as a member of the
Suffolk County Commercial, Industrial, Residential Septic Tank/Sewer Drain
Treatment, Bacteria Additives and Maintenance Board.**

CHAIRMAN BINDER:

Motion by Legislator Kennedy, seconded by Legislator Viloría•Fisher. All in favor? Opposed?
Approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley)

LEG. VILORIA • FISHER:

Does it have an acronym? All in favor? Opposed?

MR. ZWIRN:

Mr. Chairman, he is here.

CHAIRMAN BINDER:

They don't •• I think we can go forward.

LEG. VILORIA • FISHER:

We should at least say hello to him then.

CHAIRMAN BINDER:

Well, it's a reappointment. We don't have to say hello to reappointments. We can keep moving on and thank them for their service. All in favor? Opposed? It's **approved. (VOTE:5 • 0 • 0 • 1)** **(Not Present: Legis. Foley).**

2078, approving the appointment of Richard L. Crescenzo as a member of the Suffolk County Commercial, Industrial, Residential Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board. Is he here? He can up. You always have to

have one shot with us at least.

LEG. O'LEARY:

If I can suggest to the Chair, why don't we bring up the second appointment as well. Kenneth Daly. Judge Coleman.

CHAIRMAN BINDER:

Each one of you has to say the name of the board five times very fast without making a mistake, then there's no problem. If you cannot, you know.

MR. CRESCENZO:

We have to go home. Richard Crescenzo, President Waste Incorporated, Water and Sewage Treatment, a contract operations company, citizens director on the Liquid Waste Association Board. This time reasons for coming forward and volunteering have a little professionalism added to our industry and keeping an eye on who is out there with licenses endorsed by the County.

CHAIRMAN BINDER:

Thank you. Next.

MR. DALY:

Hi. I'm Kenneth Daly, and I'm the CEO of Aqaunova Commercial Services. We're an on•site waste water company and on•site technology company. I have experience on the national level on several waste transport boards, and I'd like to lend my expertise to this board.

CHAIRMAN BINDER:

Okay.

MR. COLEMAN:

I am C.W. Judge Coleman, I'm President of Coleman Vacuum Tank as well as President of Long Island Liquid Waste. One of my primary concerns being on this board is to protect the environment.

CHAIRMAN BINDER:

I guess an aside •• or not an aside, a direct question. Your thoughts on what is a pervasive problem, I think, on Long Island, you know, the cleaning out of septic tanks it ends up in all kind of places it shouldn't end up, whether it's in land that is not protected or dry wells or in tanks, you know, just pretty much anywhere. Maybe your thoughts on what we might do to control that.

MR. CRESCENZO:

As a board, we have discussed the possibility of manifest systems wherein any load that's picked up, the load could be grease, septic, sludge from a sewage treatment plant or anything that goes into state licensed truck has to have, like, a cradle, a grave manifest system.

CHAIRMAN BINDER:

That would be one step forward.

MR. DALY:

I think it does work. We currently manifest all our loads now even though it's not a requirement, and it's not a big burden on the industry. And it's pretty much a self-enforcing way to keep track of where this stuff is going. So I think it would be a big step forward.

MR. COLEMAN:

In addition, we are going to be looking for additional disposal in Suffolk County. Right now, if every homeowner was to follow recommendations of Suffolk County, which is to pump septic tank every three years, there would be no place to take it.

CHAIRMAN BINDER:

That's true.

MR. COLEMAN:

That's one of the primary problems.

CHAIRMAN BINDER:

We started the process of expanding Bergen. God willing, we are going to be able to get that done in the next couple of years that that process will go forward and we'll expand that capacity.

LEG. KENNEDY:

Mr. Chair.

CHAIRMAN BINDER:

Legislator Kennedy.

LEG. KENNEDY:

While you gentlemen are here, maybe you can just give us some idea about the issue that we saw earlier in the year with disposal of grease, trapped grease. As I understand it, at this point, we have no local facilities in order to go ahead and handle the problem. Is it being all trucked off island or •• how is it •• it came about as apparently an issue for the restaurant industry. What's the way to go ahead and address it?

MR. COLEMAN:

If I may, there's an ongoing project in Bohemia to separate trapped grease and turn it into bio diesel, which the County is supporting.

LEG. KENNEDY:

Do you see that as a viable method to go ahead and address this? I mean, is it •• is it a pilot project, or does it have the capacity to accept volume? All I know is what I read, and I know it's an issue for restaurateurs, I guess, to go ahead and dispose ••

MR. COLEMAN:

I can't speak completely on it, but it's beyond pilot, and apparently equipment is being brought in, which from what I understand right now, it can handle 200,000 gallons a day. So hopefully that will be taken care of.

LEG. VILORIA • FISHER:

It's not a pilot program, it's a private entity that's developing a program there on legislation from this Legislature to encourage the manufacture of bio diesel in Suffolk County, that Bohemia project will be moving forward, and it is for the recycling •• part of the bio diesel will come from recycled grease from grease traps.

LEG. KENNEDY:

Thank you. Thank you.

CHAIRMAN BINDER:

We had to have something to do with the grease from the grease traps.

LEG. VILORIA • FISHER:

That's right. Run cars on it.

CHAIRMAN BINDER:

Any other questions?

LEG. VILORIA • FISHER:

Yes, I'm sorry.

CHAIRMAN BINDER:

Legislator Viloría•Fisher.

LEG. VILORIA • FISHER:

It's fascinating, I didn't ever •• I don't remember seeing this board name before.

CHAIRMAN BINDER:

It's one that you'd remember.

LEG. VILORIA • FISHER:

I think it would be something that would stick to your memory. How often does it meet, does the board meet?

MR. CRESCENZO:

We haven't met yet.

LEG. VILORIA • FISHER:

Do you know what you're committing to, in other words?

MR. CRESCENZO:

We're committing to as needed, but the assumption is of one meeting per month.

LEG. VILORIA • FISHER:

Could we ask Mr. Falk to come up, just so I can ask him that question.

CHAIRMAN BINDER:

Mr. Falk.

LEG. VILORIA • FISHER:

The Commissioner will answer that question.

COMMISSIONER BARTHA:

I'm sorry, I was talking in the back of class.

LEG. VILORIA • FISHER:

Charlie, I just wanted to know how often this board meets, how many members there are, and it seems like the gentlemen that are before us are all from the industry, who are the other members of the board, and what do they deliberate on specifically?

COMMISSIONER BARTHA:

Bob Falk works for us, and I've worked with Bob for over 30 years. He's the County's •• one of the County's representatives on the board. And along with these gentlemen, has perspective of the industry for their entire careers and are very dedicated people. Bob can address how frequently the meetings are.

LEG. VILORIA • FISHER:

That's who I asked, through the Chair, to come forward.

MR. FALK:

Every two months.

LEG. VILORIA • FISHER:

Hi, Mr. Falk. How often do you meet?

MR. FALK:

We meet every two months.

LEG. VILORIA • FISHER:

Okay. And what do you deliberate on generally? I mean, I can read from the title septic tanks, etcetera, but ••

MR. FALK:

Basically our thrust is to approve people for licensing either from liquid waste associations or liquid waste haulers or the people who install cesspools and septic tanks, things along those lines.

LEG. VILORIA • FISHER:

Licensing.

MR. FALK:

It's a matter of credential review, making sure that insurance and bonding is in place, experience, things that we can do to protect the consumer. On top of that, there's always a review of elicit advertising, things along those lines. If you've ever opened the Penny Saver, you can see how you can have your cesspool pumped for free, that sort of thing. The thrust is to get everybody licensed so that there's something to protect the consumer with.

LEG. VILORIA•FISHER:

Thank you very much.

CHAIRMAN BINDER:

Okay. Thank you for coming before us. We appreciate it. We'll go through the votes right now.

2078, approving the appointment of Richard L. Crescenzo as a member of the Suffolk County Commercial, Industrial, Residential Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board. Legislator O'Leary makes a motion, seconded by Legislator Viloria•Fisher. All in favor? Opposed? **Approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley).**

2079. Approving the appointment of Kenneth Daly as a member of the Suffolk County Commercial, Industrial, Residential Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board. Same motion, same second, same vote. **APPROVED.**

(VOTE:5•0•0•1) (Not Present: Legis. Foley)

2080, approving the appointment of C.W. Judge Coleman as a member of the Suffolk County Commercial, Industrial, Residential Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board. Same motion, same second, same vote.
APPROVED. (VOTE:5•0•0•1) (Not Present: Legis. Foley)

2081, approving the reappointment of Joseph H. Baier as a member of the Suffolk County Commercial, Industrial, Residential Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board. Motion by Legislator Carpenter, seconded by Legislator O'Leary. All in favor? Opposed? **Approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley).**

2087, amending the 2005 Capital Budget and Program and appropriating \$50,000 in funds for planning for traffic calming measures at Patchogue•Holbrook Road, north of the LIE and south of Portion Road. Motion by Legislator Kennedy, seconded by Legislator Vilorio•Fisher.

LEG. VILORIA•FISHER:

I'd like to ask a question.

CHAIRMAN BINDER:

Legislator Vilorio•Fisher.

LEG. VILORIA • FISHER:

Charlie, what kind of traffic calming measures?

COMMISSIONER BARTHA:

There's nothing predetermined. This resolution, by the Presiding Officer, would fund a study of the area to determine what would be the appropriate traffic calming measures. It is a location that we think is ripe for some traffic calming.

LEG. KENNEDY:

Mr. Chairman.

CHAIRMAN BINDER:

Legislator Kennedy.

LEG. KENNEDY:

Charlie, is this involved at all with the Portion Road area there where it crosses, or is it south of that?

COMMISSIONER BARTHA:

It's between the Expressway and Patchogue•Holbrook Road.

LEG. O'LEARY:

South of Portion.

LEG. KENNEDY:

Okay.

CHAIRMAN BINDER:

All in favor? Opposed? **Approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley).**

2095, amending the 2005 Capital Budget and Program and appropriating Capital Budget and Program Pay•As•You•Go funds in connection with the purchase and installation of bike racks on Suffolk County Transit Buses. Motion by Legislator Carpenter, seconded by Legislator O'Leary.

COMMISSIONER BARTHA:

Mr. Chairman.

CHAIRMAN BINDER:

Mr. Commissioner.

COMMISSIONER BARTHA:

We would request this be tabled to give us an opportunity to work with the sponsor. We have some reservations about this, in particular it would block advertising in the front of the bus, which is about \$21,000 a year in revenue. We're also concerned that the wheels and the configuration of many of our buses, it would block the headlights as well as the liability implication and schedule implications for allowing time for people to affix to a bicycle to the front of the bus.

CHAIRMAN BINDER:

Legislator Carpenter.

LEG. CARPENTER:

Mr. Commissioner, I'm looking at this resolution, it was laid on the table September 27th, is this the first you are seeing it?

COMMISSIONER BARTHA:

No, it's not.

LEG. CARPENTER:

May I ask why you didn't contact my office or have someone contact my office. We've had many communications back and forth on a number of issues, and this is the first I'm hearing that you want to discuss this with the sponsor. Is there a reason for the delay?

COMMISSIONER BARTHA:

There really isn't. I apologize.

LEG. CARPENTER:

All right. Given our longstanding wonderful working relationship, I'll certainly change my motion to table this, but I really do want to move forward with this. I think it is most important. There was an article in the paper not too long ago about the increased bike lanes. This is something that is working in other municipalities, municipalities that have far more critical scheduling; I did see this in New Jersey, that have much more rapid bus stop stops than we have here in Suffolk County, and it's working for them. And I passed buses this morning where the side of the bus had no advertising, so if the front is not available, they'll put it on the side of the bus. I have yet to see a bus that was with advertising that was on all three sides of it. I think in this time of escalating, you know, costs of operating vehicles and the increased number of vehicles on the road, this is certainly something that we should be finding a way to do, not finding a way to stop. I expect that between now and the next meeting that we'll have found a way to embrace this concept and move forward with it.

COMMISSIONER BARTHA:

We will absolutely contact your office tomorrow and work with you and other municipalities to learn more about it and see how to address it.

LEG. CARPENTER:

Thank you. Motion to table.

CHAIRMAN BINDER:

Motion to table by Legislator Carpenter, seconded by Legislator O'Leary. All those in favor?
Opposed? **TABLED. (VOTE:5•0•0•1) (Not Present: Legis. Foley) .**

2104, approving a voluntary land configuration between the County of Suffolk and R.D. Southampton Associates, LP. Explain this a little bit, Commissioner.

COMMISSIONER BARTHA:

We are looking to construct a recharge basin. In this case, there is some adjoining property which is privately held that we can use to do that. The way our property is configured, it doesn't work. This allows us to make that •• make that transfer to allow us to go forward. And there is there is appraisals attached, which show that it •• you know, it has to be equitable and no expense to the County.

LEG. VILORIA•FISHER:

Mr. Chairman.

CHAIRMAN BINDER:

Legislator Viloria • Fisher.

LEG. VILORIA • FISHER:

So, Charlie, as I look at the map, the proposed recharge basin would be that north parcel on that map? We currently own the one on the southern end, and we're swapping ••

COMMISSIONER BARTHA:

That's correct.

LEG. VILORIA • FISHER:

Okay. It makes sense. And one looks like it's more square than the other, but they are the same size?

COMMISSIONER BARTHA:

The acreage is approximately the same on the property, right.

LEG. VILORIA • FISHER:

Motion to approve.

CHAIRMAN BINDER:

Motion to approve by Legislator Vilorio • Fisher.

LEG. KENNEDY:

Mr. Chairman.

CHAIRMAN BINDER:

Let me ask a question before I get to you. I have a motion pending. We are able to do this without any auction, this public land we're swapping to a private entity?

COMMISSIONER BARTHA:

We believe so, but I would defer to Counsel.

MS. KNAPP:

There's nobody here from the County Attorney. It's difficult ••

CHAIRMAN BINDER:

Ms. Caputi is here. Come up and speak on.

MS. KNAPP:

It's difficult for me not knowing all the details of this particular transaction, but the general rule, you know, under State Law and in the absence of a County Local Law is that generally, if you are not •• if you are not going to auction public property, you can't transfer it by simple resolution. The County Attorney and I have had some discussions about this even in simple matters about easements. So to actually transfer ownership to a private entity, you know, I have a question.

MS. CAPUTI:

I don't really know much about this.

CHAIRMAN BINDER:

Why don't we table it for a cycle. If I can ask the County Attorney's Office to look at it and see if it makes any sense. We're only a couple of weeks out to another meeting.

LEG. KENNEDY:

Can I add one specific request to that query. My questions and concerns go to the zoning and what the yield would be involved with the parcels we would acquire and the parcels that we're looking to swap out. Hopefully the buildability aspects of this have been assessed some how, and we're not winding up giving the private parties some kind of a better yield off of what the swaps would be.

COMMISSIONER BARTHA:

The parcel that we're swapping for is adjacent to the roadway where we're trying to accomplish the drainage improvement. And the other parcel is adjacent to the Long Island Railroad Tracks. So, you know, I am just giving you that as background. It's always been my understanding that when it's an adjoining property owner, you can handle the transfers through negotiations and appraisals. You don't have to go to auction.

MS. KNAPP:

But there is a process under Local Law 13 where all adjacent owners have to be notified. This doesn't sound like it's a Local Law 13.

MS. CAPUTI:

Because it's not a tax deed.

CHAIRMAN BINDER:

It would be best if everyone looks at it so you don't have to go back to the drawing board because we did something we weren't allowed to do. So we have a motion to table by Legislator Carpenter, seconded by Legislator O'Leary. All those in favor? Opposed? 2104 is **TABLED**. **(VOTE:5•0•0•1) (Not Present: Legis. Foley).**

2111, a resolution calling for a public hearing for the purpose of considering the proposed increase and improvement of sewer system facilities for Sewer District No • 7 • Medford.

LEG. CARPENTER:

Motion.

CHAIRMAN BINDER:

Motion by Legislator Carpenter, seconded by Legislator Vilorio•Fisher. All in favor? Opposed?
Approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley).

2112, transferring Assessment Stabilization Reserve funds to the Capital Fund amending the 2005 Operating Budget, amending the 2005 Capital Budget and Program, and appropriating funds in connection with the design of improvements to Suffolk County Sewer District No • 18 •

Hauppauge Industrial.

CHAIRMAN BINDER:

Motion by Legislator Kennedy, seconded by Legislator O'Leary. All in favor? Opposed?
Approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley).

2113, amending the 2005 Capital Budget and Program appropriating funds in connection with intersection improvements on CR 16, Portion Road @ Hans Boulevard, Town of Brookhaven. Motion by Legislator O'Leary, second by Legislator Vilorio•Fisher.

LEG. KENNEDY:

Mr. Chair.

CHAIRMAN BINDER:

Legislator Kennedy.

LEG. KENNEDY:

Charlie, this is within the corridor there of the County Road 16 project?

COMMISSIONER BARTHA:

That's correct.

LEG. KENNEDY:

I don't understand then why we are looking at a separate identification for that one intersection when there's just been agreement basically to go forward for the whole County Road 16 improvement project itself, correct? Why does it stand alone as a separate intersection?

COMMISSIONER BARTHA:

Bill.

MR. HILLMAN:

Unfortunately, the reason why predates me. It's always been advanced separately. I can't speak to the reason why.

COMMISSIONER BARTHA:

This is almost like an early implementation•type project, because acquiring this property will allow us to align the intersection. Right now, it's a dog•leg intersection at this particular location.

LEG. KENNEDY:

I'm familiar with it. I'm very familiar with it. So all this does is just allow for acquisition or is this actually going to fund improvement? And is this improvement implicit in the County Road 16 overall project where there was agreement?

COMMISSIONER BARTHA:

There's money in this year's Capital Budget, the 2005 Capital Budget, for this purpose. So the idea is to •• we can go forward with the demolition and get the building out of there. Right now, you basically have an attractive nuisance sitting there.

LEG. KENNEDY:

Which has been sitting there for many years, correct. But •• which is part and parcel, I think, with what the community has basically agreed to and wants to see go forward, but I guess my underlying question to you is, is the reconfiguration authorized under this resolution, is it

identical to what's included in the overall County Road 16 improvement project? Are we looking at just a separate mechanism to move money here where you've got duplicity as far as design or is this something different than what was approved in concept with the overall project?

COMMISSIONER BARTHA:

No. This is absolutely part of the overall project. This is just the first step and takes care of the demolition aspect before the major construction goes on.

LEG. KENNEDY:

So notwithstanding two different capital projects, the actual remedy is the same, we're looking at the same roadway construction?

COMMISSIONER BARTHA:

Yeah. This is demolition, this is not the actual construction.

LEG. KENNEDY:

Okay. Fine. Thank you.

LEG. VILORIA • FISHER:

Excuse me, Mr. Chairman.

CHAIRMAN BINDER:

Legislator Vilorio • Fisher.

LEG. VILORIO • FISHER:

Charlie, as I read the backup, maybe I'm misreading it, but I thought the \$60,000 was for land acquisition funds. At the end of the first paragraph it says however, it is our intent to utilize \$60,000 in land acquisition funds.

COMMISSIONER BARTHA:

We are using the money for demolition, we're taking it from land acquisition and putting it into demolition.

LEG. VILORIO • FISHER:

Oh, you're using land acquisition monies to do the demolition. I thought it was acquiring the land at that intersection.

COMMISSIONER BARTHA:

The land is already acquired.

LEG. VILORIA • FISHER:

It's already acquired?

COMMISSIONER BARTHA:

This will allow us to accomplish demolition.

LEG. VILORIA • FISHER:

Those unsightly buildings will be demolished. Okay.

CHAIRMAN BINDER:

We have a motion by Legislator Kennedy, seconded by Legislator O'Leary. All in favor?
Opposed? **Approved. (VOTE:5 • 0 • 0 • 1) (Not Present: Legis. Foley).**

2114, amending the 2005 Capital Budget and Program appropriating funds in connection with the County share for participation in the island reconstruction of bridge on CR 83, North Ocean Avenue, over the Long Island Expressway, Town of Brookhaven. Motion by Legislator O'Leary, seconded by Legislator Viloría • Fisher. All in favor?
Opposed? **Approved. (VOTE:5 • 0 • 0 • 1) (Not Present: Legis. Foley).**

2115, a resolution calling for a public hearing for the purpose of considering the proposed increase and improvement of facilities for Sewer District No • 22 • Hauppauge Municipal. Motion by Legislator O'Leary, second by Legislator Kennedy. All those

in favor? Opposed? **Approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley).**

2116, transferring assessment Stabilization Reserve funds to the Capital Fund, amending the 2005 Operating Budget, amending the 2005 Capital Budget and Program, and appropriating additional funds for reconstruction of Suffolk County Sewer District No. • 1 • Port Jefferson. Motion by Legislator Viloría•Fisher, seconded by Legislator O'Leary. All in favor? Opposed? **Approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley).**

2117, appropriating funds in connection with the rehabilitation of parking lots, drives and curbs at County facilities. Motion by Legislator O'Leary, seconded by Legislator Kennedy. All in favor? Opposed? **Approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley).**

2118, appropriating funds in connection with the replacement of Public Works fleet maintenance equipment. Motion by Legislator Kennedy, seconded by Legislator O'Leary. All in favor? Opposed? **Approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley).**

2119, appropriating funds in connection with the purchase of highway maintenance equipment. Same motion, same second, same vote. **Approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley).**

2120, authorizing the purchase of up to six paratransit vans and related equipment and accepting and appropriating federal aide (80%), state aide (10%)and County funds (10%) in connection with this purchase. Motion by Legislator O'Leary, seconded by Legislator Viloría•Fisher. All in favor? Opposed? **Approved. (VOTE:5•0•0•1) (Not Present: Legis. Foley).**

2127, adopting Local Law No •• 2005, a Local Law to modify exemption on purchase of Sports Utility Vehicles by Suffolk County. It has to be tabled for a public hearing. Motion by Legislator O'Leary, seconded by Legislator Kennedy. Just a real quick question. It has to be addressed, the way it's written, maybe take this back, Mr. Commissioner. It's written to have a specificity having to do with FRES vehicles for the exclusive purpose of directly responding to an emergency incident. If •• it's not clear if it also •• if that specific line, the exclusive purpose, directly responding, also is for the Parks vehicles. The way it's written, it's not clear, so they might want to look at rewording that a little bit. If they want to be •• have both included, then it should be clear or not. You will see the way it's written in the paragraph, paragraph C that it's not really clear what they're referring to.

COMMISSIONER BARTHA:

Okay.

CHAIRMAN BINDER:

We have a motion to table and a second. All those in favor? Opposed? 2127 is **tabled** for a public hearing. **(VOTE:5•0•0•1) (Not Present: Legis. Foley).**

2144, authorizing an intermunicipal agreement with the Town of Brookhaven to share paving and asphalt contractors.

LEG. O'LEARY:

Explanation, please.

MR. ZWIRN:

The County Exec's Office would ask that this be tabled one cycle. It was a request made by the Town of Brookhaven to buy off the County contract for asphalt, I think, when they were having a problem getting asphalt and they weren't sure they were sure they were going to be able to do it. They may have found a solution to their problem and may not need this.

CHAIRMAN BINDER:

The way you put it didn't sound good, but I'll leave it at that.

LEG. O'LEARY:

Motion to table.

CHAIRMAN BINDER:

Motion to table by Legislator O'Leary, seconded by Legislator Kennedy. All in favor? Opposed?
2144 is **TABLED. (VOTE:4•0•0•2) (Not Present: Legis. Foley and Carpenter).**

2145, renaming a portion of CR 97, Nicolls Road between Route 25 and the Long Island Expressway as "James McNaughton Way". Motion by Legislator O'Leary, seconded by Legislator Kennedy. All in favor? Opposed? **Approved. (VOTE:4•0•0•2) (Not Present: Legis. Foley and Carpenter)**

LEG. O'LEARY:

Just for the record. James McNaughton is the New York City Police Officer who was killed in Iraq.

2146, amending the 2005 Capital Budget and Program and appropriating funds in connection with the final design plans for improvements to CR 36, South Country Road. Motion by Legislator O'Leary, seconded by Legislator Vilorio•Fisher. All those in favor? Opposed? **Approved. (VOTE:4•0•0•2) (Not Present: Legis. Foley and Carpenter)**

Anything else to come before the committee, if not ••

LEG. O'LEARY:

2156.

CHAIRMAN BINDER:

I don't have a 2156 on mine. I have an old copy.

2156, amending the 2005 Capital Budget and Program and appropriating \$425,000 in funds for reconstruction of sidewalks on various County Roads. This was put in by Legislator Lindsay, it's usually put in by the County Executive.

LEG. VILORIA • FISHER:

Late starter.

CHAIRMAN BINDER:

Is this a request?

COMMISSIONER BARTHA:

It wouldn't be a request from us, but we have been working with Legislator Lindsay on sidewalks along Montauk Highway.

CHAIRMAN BINDER:

So this is specific to his district probably. These are not County•wide. He didn't do •• the way it's written, this is usually a title on a County•wide type resolution. So it would ••

LEG. VILORIA • FISHER:

The first whereas says Montauk.

CHAIRMAN BINDER:

I don't have the •• I don't have the backup on that.

MS. KNAPP:

Only sidewalks in Sayville.

LEG. VILORIA • FISHER:

It says Montauk Highway, County Road 65, Middle Road.

CHAIRMAN BINDER:

The question is •• well, where are you on doing these piece meal? I mean ••

COMMISSIONER BARTHA:

We have done a number of sidewalk projects, and they are •• do become contiguous after a while, not exactly piece meal. You do a piece here a piece there, before you know it, you have a contiguous sidewalk.

CHAIRMAN BINDER:

The question is I'm sure that the department does it in some kind of order of somewhat of a priority on how bad the sidewalks are, what's needed, where it's dangerous, where we have maybe lawsuits that are •• we are concerned about. So I'm just asking is this in your plan?

COMMISSIONER BARTHA:

If it were in our plan, it wouldn't be Legislator Lindsay's resolution. Not to say we have an objection to it. But what we do with sidewalks is we really only go ahead with sidewalks if we have a highway reconstruct project in the area. Otherwise we look to towns to maintain the sidewalks or install sidewalks.

CHAIRMAN BINDER:

So normally we don't do this? So this is out of the ordinary that Legislator Lindsay is asking that the County do something that towns usually do.

COMMISSIONER BARTHA:

We have done a number of these projects over the last few years.

CHAIRMAN BINDER:

Have they all been in terms of road construction •• reconstruction or are they ••

COMMISSIONER BARTHA:

Separate projects, we have had separate projects.

CHAIRMAN BINDER:

We have had separate projects?

LEG. KENNEDY:

Mr. Chairman.

CHAIRMAN BINDER:

Legislator Kennedy.

LEG. KENNEDY:

Charlie, I just have a basic question. Do we actually construct these with county personnel or is this on contract?

COMMISSIONER BARTHA:

On contract. We bid it separately.

LEG. KENNEDY:

There's a standard contract out there for a group of different guys that come in and do sidewalks

along County Road projects.

COMMISSIONER BARTHA:

Correct.

LEG. KENNEDY:

But if there's a need to go ahead and install these for whatever reason after the fact on a County Road, we don't do it, we look for somebody else?

COMMISSIONER BARTHA:

Our focus is more on the roadway. The only time we go in, it's basically been Legislative initiatives when we've gone ahead and done sidewalk work on County roads. And we've done a considerable amount other the last say seven or eight years on William Floyd Parkway as well as Montauk Highway in Sayville.

LEG. KENNEDY:

Okay. I have questions for you after we finish the agenda as does Legislator O'Leary. Thank you, Mr. Chairman.

LEG. VILORIA • FISHER:

I'm going to make a motion to approve. I think more and more we need to look to sidewalks.

We have very pedestrian unfriendly roadways, and the more we have sidewalks, I think the safer our communities will be.

CHAIRMAN BINDER:

Motion by Legislator Vilorio•Fisher, seconded by Legislator O'Leary. All in favor? Opposed?
2156 is **approved. (VOTE:4•0•0•2) (Not Present: Legis. Foley and Carpenter)**

LEG. O'LEARY:

I have a question of the Commissioner. Legislator Nowick asked me to address this issue, it pertains to the Fourth Precinct. As you are aware, she did a site visit there a couple of weeks ago and reported to you and this committee of the terrible conditions of the Fourth Precinct. I'd just like to know, just give an update on that. Has anything been done over there? And what is the status of the Fourth Precinct as far as renovations and construction?

COMMISSIONER BARTHA:

Lou Calderone is the Director of Buildings Operations and Maintenance. He met with the commanding officer in that precinct, and we have taken care of some issues, we've identified some others that, you know, can hopefully be accomplished at a reasonable price. We're not, quite frankly, looking to spend a whole lot of money there since the design has started for the new Fourth Precinct.

LEG. O'LEARY:

Well, some of the concerns that I have also were relating to OSHA violations, some concerns of safety and health. Has that been looked at?

COMMISSIONER BARTHA:

Yes.

LEG. O'LEARY:

And that's been remediated or there's attempts to address that problem?

COMMISSIONER BARTHA:

Yes. Definitely. We're working to address any type of health and safety issues.

LEG. O'LEARY:

Could you be more specific as to what that is?

COMMISSIONER BARTHA:

One of the concerns that was expressed was exposure to asbestos. It's not asbestos at all, it's fiberglass. But there's also a concern about the tile is extremely worn from all the traffic on it, and we are looking at trying to put in carpeting because of the amount of time that it's going to be there.

LEG. O'LEARY:

Okay. I just wanted you to be aware of the fact that Legislator Nowick obviously will take up this issue at a later date because she has some keen interest in that, and she was an eyewitness to the deplorable conditions that are over there. So I'm sure she's going to take it up at a later date with you. Thank you.

LEG. KENNEDY:

I would echo those same concerns. As you know, we've talked quite a bit about the Fourth Precinct project and, you know, to do whatever is necessary for the health and safety obviously we are going to have to do regardless of whether short term or not. My question or my comment goes to a resolution that had come out of this committee apparently, I thought it was going to be here again today, on the Exit 55, 1765. I'm told that that's discharged to the floor and that it's still, I guess, involving bonding issues or bonding resolutions.

COMMISSIONER BARTHA:

I just received an amended copy while I was waiting for this meeting to commence, so I have not been able to review it in its entirety. But it was amended as of yesterday.

LEG. KENNEDY:

So it should be able to be before us on Tuesday then and be able to be acted on, is that ••
Counselor, procedurally, would we be all right with that?

MS. KNAPP:

1765 on the tabled agenda for the General Meeting of November 22nd. Here's the amended copy. Good. Hopefully, the changes •• as long as the changes fix the mistakes, there should be no problem on Tuesday.

LEG. KENNEDY:

Okay. Thank you. Thank you, Mr. Chairman.

CHAIRMAN BINDER:

Anything else to come before the committee. If not, motion by myself, seconded by Legislator O'Leary to adjourn. All in favor? Opposed? Adjourned.

(* THE MEETING WAS ADJOURNED AT 2:44 P.M*)

_ _ **DENOTES BEING SPELLED PHONETICALLY**

